

Union Calendar No. 275

108TH CONGRESS
2D SESSION

H. R. 2729

[Report No. 108–486]

To amend the Occupational Safety and Health Act of 1970 to provide for greater efficiency at the Occupational Safety and Health Review Commission.

IN THE HOUSE OF REPRESENTATIVES

JULY 15, 2003

Mr. NORWOOD introduced the following bill; which was referred to the Committee on Education and the Workforce

MAY 13, 2004

Additional sponsors: Mr. BOEHNER, Mrs. BIGGERT, Mr. BALLENGER, Mr. HOEKSTRA, Mr. KELLER, Mr. KLINE, Mrs. BLACKBURN, Mr. ISAKSON, Mr. MANZULLO, Mr. SCHROCK, Mr. AKIN, Mr. GERLACH, Mr. CHOCOLA, Mrs. MUSGRAVE, Mr. TOOMEY, Mr. BEAUPREZ, Mr. SHIMKUS, Mr. DEMINT, Mr. SULLIVAN, Mr. FRANKS of Arizona, Mr. SAM JOHNSON of Texas, Mr. WILSON of South Carolina, Mr. McKEON, Mr. OTTER, and Mr. BARRETT of South Carolina

MAY 13, 2004

Reported with an amendment, committed to the Committee of the Whole House on the State of the Union, and ordered to be printed

[Strike out all after the enacting clause and insert the part printed in *italie*]

[For text of introduced bill, see copy of bill as introduced on July 15, 2003]

A BILL

To amend the Occupational Safety and Health Act of 1970 to provide for greater efficiency at the Occupational Safety and Health Review Commission.

1 *Be it enacted by the Senate and House of Representa-*
 2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 *This Act may be cited as the “Occupational Safety and*
 5 *Health Review Commission Efficiency Act of 2004”.*

6 **SEC. 2. OCCUPATIONAL SAFETY AND HEALTH REVIEW COM-**
 7 **MISSION.**

8 *(a) AMENDMENTS.—Section 12 of the Occupational*
 9 *Safety and Health Act of 1970 (29 U.S.C. 661) is amended*
 10 *as follows:*

11 *(1) In subsection (a), by striking the word*
 12 *“three” and inserting in lieu thereof, the word “five”*
 13 *and by inserting the word “legal” before the word*
 14 *“training”.*

15 *(2) In subsection (b) by striking all after the*
 16 *words “except that” and inserting in lieu thereof: “the*
 17 *President may extend the term of a member for no*
 18 *more than 365 consecutive days to allow a continu-*
 19 *ation in service at the pleasure of the President after*
 20 *the expiration of that member’s term until a successor*
 21 *nominated by the President has been confirmed to*
 22 *serve. Any vacancy caused by the death, resignation,*
 23 *or removal of a member before the expiration of a*
 24 *term, for which he or she was appointed shall be filled*
 25 *only for the remainder of such expired term. A mem-*

1 *ber of the Commission may be removed by the Presi-*
2 *dent for inefficiency, neglect of duty, or malfeasance*
3 *in office.”.*

4 *(b) NEW POSITIONS.—Of the two vacancies for mem-*
5 *bership on the Commission created by this section, one shall*
6 *be filled by the President for a term expiring on April 27,*
7 *2006, and the other shall be filled by the President for a*
8 *term expiring on April 27, 2008.*

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